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Attorney for Plaintiff  
YIGAL MESIKA

**THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

YIGAL MESIKA, an individual,  
  
Plaintiff/Counter-Defendant,

vs.

MURPHY'S MAGIC SUPPLIES, a  
California corporation; and DOES 1-10,  
inclusive,

Defendants/Counterclaimants.

Case No.: 2:21-cv-02262-KJM-JDP

**ORDER ON JOINT STIPULATION  
FOR SCHEDULE CHANGE AS TO  
CERTAIN DEADLINES**

**Initial Complaint Filed: Dec. 9, 2021  
Trial: Not Set Yet  
DEMAND FOR JURY TRIAL**

**Judge: Kimberly J. Mueller  
Courtroom Three, 15<sup>th</sup> Floor  
501 I Street  
Sacramento, California 95814**

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**RELATED COUNTERCLAIMS**

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The Parties filed their Stipulation for Schedule Change as to Certain Deadlines ("Stipulation") with the Court, seeking an adjustment to dates for contentions and claim construction briefing. For good cause shown,

1 The Parties' Stipulation is GRANTED.

2 The adjusted deadlines are now set as stated in Parties' Exhibit A attached to this  
3 order.

4 DATED: August 18, 2022.

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8 CHIEF UNITED STATES DISTRICT JUDGE  
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**EXHIBIT A**

**EXHIBIT A**  
**PROPOSED REVISED SCHEDULE OF PRETRIAL DATES**

CASE NAME: *YIGAL MESIKA. v. MURPHY'S MAGIC SUPPLIES*

CASE NO. 2:21-cv-02262-KJM-JDP

Event	Previous Deadline	Court
Disclosure of Asserted Claims and Infringement Contentions (14 days after Scheduling Conference)	Thursday, June 16, 2022	Thursday, August 25, 2022
Document Production Accompanying Disclosure per N.D. CA Patent Rule 3-2	Thursday, June 16, 2022	Thursday, August 25, 2022
Invalidity Contentions (45 days after infringement contentions)	Monday, August 1, 2022	October 13, 2022

Document Production Accompanying	Monday, August 1, 2022	October 13, 2022
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Disclosure per N.D. CA Patent Rule 3-4		
Exchange of Proposed Terms for Construction (14 days after invalidity contentions)	Tuesday, August 16, 2022	October 27, 2022
Exchange of Preliminary Claim Constructions and Extrinsic Evidence (21 days after exchange of proposed terms for construction)	Tuesday, September 6, 2022	November 17, 2022

Damages Contention (50 days after invalidity contentions)	Wednesday, September 21, 2022	December 5, 2022
Joint Claim Construction and Prehearing Statement and Expert Reports relating to claim construction	Friday, September 30, 2022	December 12, 2022

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Responsive Damages Contention (30 days after initial damages contentions)	Friday, October 21, 2022	January 6, 2023
Claim Construction Discovery Cutoff (30 days after joint claim construction statement)	Monday, October 31, 2022	January 12, 2023

Opening Construction Brief	Monday, November 14, 2022	January 26, 2023
Responsive Claim Construction Brief	Monday, December 5, 2022	February 16, 2023
Reply Claim Construction Brief	Monday, December 19, 2022	March 2, 2023
Claim construction hearing	Friday, January 13, 2023	At Court's convenience (March 24, 2023)
Disclosure of opinions of counsel	30 days after the date of the claim construction order	
Fact Discovery Cut Off (including hearing of discovery motions)	Friday, April 28, 2023	
Last Day to Serve Initial Expert Reports	Friday, May 12, 2023	

Last Day to File Dispositive Motions (Except <i>Daubert</i> and all other Motions in Limine)	Friday, August 4, 2023	
Last Day to Serve Rebuttal Expert Reports	Friday, June 23, 2023	
Expert Discovery Cut Off	Friday, July 14, 2023	
Pretrial Conference ( <b>Thursday at 8:30 a.m.</b> )	Thursday, November 30, 2023	